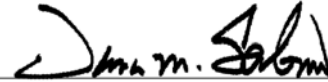




1 *parte* motion. They failed to do so, instead filing the instant motion on August 3, 2009. Accordingly,  
2 Defendants' *ex parte* motion is denied as untimely.

3 **IT IS SO ORDERED.**

4 **DATED: August 6, 2009**



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6 **HON. DANA M. SABRAW**  
7 **United States District Judge**  
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